

DOCUMENT
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DOC #:

DATE FILED: 11/16/07

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Erick Mendez, Carlos Leon, Jesus Garcia, :
Alejandro Ramos, and Angel Rodriguez, :
individually, and on behalf of others :
similarly situated, :

Plaintiffs, :

-against- :

Nonna Restaurant Corp., Rocco Cadolini, :
and Elio Guaitolini, :

Defendants. :
-----X

07 Civ. 8428

ORDER

Hon. Harold Baer, Jr., District Judge:

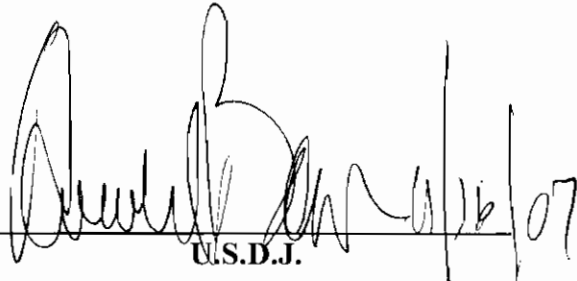
WHEREAS, the Court held a pretrial conference on November 15, 2007; and

WHEREAS, Plaintiffs' counsel indicated his intent to pursue this action in state
court; it is hereby

ORDERED, that, pursuant to Fed. R. Civ. P. 41(a)(2), this case is dismissed
without prejudice.

The Clerk of the Court is instructed to close this case and remove it from my
docket.

SO ORDERED.
New York, New York
November 16, 2007


U.S.D.J.